

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of:) Examiner: Hoang Ngo
Tomohiro TAMAOKI) Group Art Unit: 2852
U.S. Patent No.: 6,944,418 B2) Confirmation No.: 5693
Issued: September 13, 2005)
Appl. No.: 10/694,862)
Filed: October 29, 2003)
For: IMAGE FORMING APPARATUS) January 11, 2007

Commissioner for Patents
Mail Stop: PETITIONS
Post Office Box 1450
Alexandria, VA 22313-1450

ATTN.: Nancy Johnson, Petitions Attorney

RESUBMISSION OF COMMENTS ON
DETERMINATION OF PATENT TERM ADJUSTMENT

Sir:

Patentee received an Issue Notification dated September 13, 2005, which indicates a Patent Term Adjustment (the "PTA") of "70" days in the above-identified patent. Patentee has reviewed the PTA, and it appears that it should be --67-- days rather than 70 days.

In response, Patentee filed Comments on Determination of Patent Term Adjustment (the "Comments") on September 29, 2005, requesting reconsideration of the PTA. A date-stamped copy of the Comments, along with a copy of the Patent Term Adjustment History form obtained from PAIR is enclosed. The date-stamp on the Comments evidences the filing of that foregoing paper on September 29, 2005.

Patentee has not yet received a Decision on the Comments.

In a telephone conversation of even date with Petitions Attorney, Nancy Johnson, it was agreed that the Comments filed September 29, 2005, will be resubmitted for consideration and a decision on the Patent Term Adjustment.

Favorable consideration hereof and issuance of a Decision and issuance of a Certificate of Correction, if necessary, is respectfully requested.

Patentee believes that no fee is required. However, the Commissioner is hereby authorized to charge Patentee's Deposit Account No. 06-1205 for any deficiencies.

Patentee's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our New York office at the address given below.

Respectfully submitted,

/William M. Wannisky/

William M. Wannisky
Attorney for Patentee
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03500.017676

PATENT APPLICATION

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In re Application of:)
Tomohiro TAMAOKI) Examiner: H. Ngo
Application No.: 10/694,862) Group Art Unit: 2852
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Alexandria, VA 22313-1450

COMMENTS ON DETERMINATION OF PATENT TERM ADJUSTMENT

Sir:

Patentee respectfully requests review of the Patent Term Adjustment determined for the above-identified patent. The data presently available from the PAIR system appears to indicate an incorrect number of days determined for the USPTO Delay and/or for the Applicant's Delay.

DAC
JRW

Patentee's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



Jason M. Okun
Attorney for Patentee
Registration No. 48,512

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/694,862

IMAGE FORMING APPARATUS

INMWD

63500.017676 CPO17676US
6,944,418

tent Term Adjustment History

PTA & N/A = 0

Patent Term Adjustment (PTA) for Application Number: 10/694,862

			Days
Filing or 371(c) Date:	10-29-2003	USPTO Delay (PTO):	70
Issue Date of Patent:	09-13-2005	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay(APPL):	0
Post-Issue Petitions (days):	+0	Total PTA:	70 68 (67)
USPTO Adjustment(days):	+0	Explanation Of Calculations	

Patent Term Adjustment History

Date	Contents Description	PTO(Days)	APPL (Days)
9-13-2005	Patent Issue Date Used in PTA Calculation	68 70	
7-21-2005	Receipt into Pubs	↑	
7-20-2005	Dispatch to FDC	↑	
7-20-2005	Application Is Considered Ready for Issue	↑	
7-14-2005	Receipt into Pubs	↑	
6-10-2005	Workflow - File Sent to Contractor	↑	
3-07-2005	Issue Fee Payment Received	5 7	1
3-05-2005	Issue Fee Payment Verified	2	
2-06-2004	Mail Notice of Allowance	↑	
2-01-2004	Issue Revision Completed	↑	
1-29-2004	Notice of Allowance Data Verification Completed	↑	
12-26-2004	IFW TSS Processing by Tech Center Complete	↑	
12-26-2004	Case Docketed to Examiner in GAU	↑	
12-09-2004	Application Is Now Complete	↑	
12-06-2004	Application Is Now Complete	↑	
12-05-2004	Application Return from OIPE	↑	
12-05-2004	Application Return TO OIPE	↑	
11-30-2004	Application Dispatched from OIPE	↑	
11-30-2004	Cleared by L&R (LARS)	↑	
11-20-2004	Referred to Level 2 (LARS) by OIPE CSR	↑	
11-13-2004	Request for Foreign Priority (Priority Papers May Be Included)	↑	
12-20-2003	IFW Scan & PACR Auto Security Review	↑	
12-18-2003	Reference capture on IDS	↑	
12-18-2003	Information Disclosure Statement (IDS) Filed	↑	
10-29-2003	Initial Exam Team nn	↑	

1.3 + 9-13 = 20 68

3-6 to 3-7

- 3 days
file paper

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